Senate File 345 - Introduced

SENATE FILE 345
BY DAWSON

A BILL FOR

- 1 An Act relating to amusement concessions, and including
- 2 effective date and retroactive applicability provisions.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

- 1 Section 1. Section 99B.1, subsections 1, 18, and 19, Code
- 2 2021, are amended to read as follows:
- 3 1. "Amusement concession" means a game of skill or game
- 4 of chance with an instant win possibility where, if the
- 5 participant completes a task, the participant wins may win
- 6 a prize. "Amusement concession" includes but is not limited
- 7 to carnival-style games and video games that are conducted
- 8 by a person for profit. "Amusement concession" does not
- 9 include casino-style games or amusement devices required to be
- 10 registered pursuant to section 99B.53.
- 11 18. "Game of chance" means a game whereby the result is
- 12 determined by chance and the player in order to win completes
- 13 activities, such as aligning objects or balls in a prescribed
- 14 pattern or order or makes certain color patterns appear. "Game
- 15 of chance" specifically includes but is not limited to bingo.
- 16 "Game of chance" does not include a slot machine or amusement
- 17 device.
- 18 19. "Game of skill" means a game whereby the possibility
- 19 of a result is determined by favorable to the player increases
- 20 with the player's ability to do a task, such as directing
- 21 or throwing objects to designated areas or targets, or by
- 22 maneuvering water or an object into a designated area, or by
- 23 maneuvering a dragline device to pick up particular items,
- 24 or by shooting a gun or rifle at "targets", or aiming at,
- 25 capturing, or collecting symbols on a video screen.
- Sec. 2. Section 99B.31, subsection 1, paragraph a, Code
- 27 2021, is amended to read as follows:
- 28 a. The person conducting the amusement concession has
- 29 submitted a license application and a fee of fifty dollars
- 30 for each amusement concession at least thirty days prior to
- 31 conducting an amusement concession, and has been issued a
- 32 license for the amusement concession, and prominently displays
- 33 the license at the playing area of the amusement concession.
- 34 A license is valid for a period of one year from the date of
- 35 issue.

S.F. 345

- 1 Sec. 3. DEPARTMENT OF INSPECTIONS AND APPEALS 2020
- 2 AMUSEMENT CONCESSIONS LICENSES. Notwithstanding any provision
- 3 of law to the contrary, amusement concession licenses and
- 4 provisional licenses issued by the department of inspections
- 5 and appeals in calendar year 2020 shall allow the licensee to
- 6 conduct any amusement concession that was authorized to be
- 7 conducted on the date of licensure in 2020 for the duration of
- 8 the one-year license.
- 9 Sec. 4. EFFECTIVE DATE. This Act, being deemed of immediate
- 10 importance, takes effect upon enactment.
- 11 Sec. 5. RETROACTIVE APPLICABILITY. The following applies
- 12 retroactively to January 1, 2020:
- 13 The section of this Act authorizing the continuation of
- 14 amusement concession licenses and professional licenses for a
- 15 one-year duration.
- 16 EXPLANATION
- 17 The inclusion of this explanation does not constitute agreement with 18 the explanation's substance by the members of the general assembly.
- 19 This bill relates to amusement concessions.
- 20 The bill changes the definition of amusement concession to a
- 21 game of skill or game of chance where the participant may win a
- 22 prize. The bill adds video games as an example of an amusement
- 23 concession.
- The bill changes the definition of game of chance to a game
- 25 whereby the result is determined by chance. Under current
- 26 law, a game of chance must also require a player to complete
- 27 activities, such as aligning objects or balls in a prescribed
- 28 pattern or order or make certain color patterns appear, in
- 29 order to win.
- 30 The bill changes the definition of a game of skill to a
- 31 game whereby the possibility for a result favorable to the
- 32 player increases with the player's ability to do a task. The
- 33 bill adds shooting a gun or rifle at "targets", and aiming at,
- 34 capturing, or collecting symbols on a video screen as examples
- 35 of activities in games of skill.

S.F. 345

- 1 The bill requires amusement concession license applicants to
- 2 submit their application and application fee for an amusement
- 3 concession license at least 30 days before conducting amusement
- 4 concession activities.
- 5 The bill directs the department of inspections and appeals
- 6 to adopt rules that set out that all amusement concession
- 7 licenses and provisional licenses issued in calendar year 2020
- 8 shall remain valid until the date prescribed for the licenses
- 9 on the licenses' date of issue. The bill makes this directive
- 10 retroactive to January 1, 2020.
- 11 The bill takes effect upon enactment.